

Court No. - 51

Case :- WRIT - C No. - 38280 of 2023

Petitioner :- Smt. Munni Devi

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Dhananjay Kumar Pandey, Ravi Kumar Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble Chandra Kumar Rai, J.

1. Heard Counsel for the petitioner and Mr. Shirdhar Tripathi, learned Standing Counsel for State-respondents.

2. The instant writ petition has been filed praying for a mandamus directing respondent No.2/ Naib Tehsildar, Kasya, Kushinagar to decide the Mutation Case No. 4324 of 2023 computerized No. T202305440404324 (Smt. Munni Devi Vs. Nasir Husain) under Section 35 of U.P. Revenue Code, 2006 within stipulated period.

3. Learned counsel for the petitioner submitted that the aforementioned mutation case is pending since 23.05.2023 for adjudication. He further placed certified copy of the order sheet, which has been annexed as Annexure No.3 to the writ petition in order to demonstrate that the case is not proceeding expeditiously.

4. Considering the facts and circumstances of the case, without expressing any opinion on the merits of the issue, the present petition stands **disposed of** finally with a direction to respondent No.2/ Naib Tehsildar, Kasya, Kushinagar to consider and decide the aforementioned case in accordance with law expeditiously and preferably within a period of **three months** from the date of production of certified copy of this order after giving opportunity

of hearing to the parties concerned and without granting unnecessary adjournments to either of the parties.

Order Date :- 17.11.2023

PS*